

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

AN EXAMINATION BY THE PUBLIC SERVICE)
COMMISSION OF THE APPLICATION OF THE)
FUEL ADJUSTMENT CLAUSE OF KENTUCKY) CASE NO. 92-493-B
UTILITIES COMPANY FROM MAY 1, 1993 TO)
OCTOBER 31, 1993)

O R D E R

This matter arising upon petition of Kentucky Utilities Company ("KU"), filed March 16, 1994, pursuant to KRS 278.400 and 807 KAR 5:001, Section 4(10), for rehearing of the Commission's Order entered February 24, 1994, denying confidential protection for KU's response to data requests 1(a) and 1(b) of the Commission's Order dated December 27, 1993, and it appearing to this Commission as follows:

On December 27, 1993, the Commission by Order directed KU to furnish certain information contained in the data requests appended to the Order. While responding to the data requests, KU petitioned the Commission to hold as confidential, its response to data requests 1(a) and 1(b). That request asks for information relating to bids received from KU's coal suppliers and the methods by which the bids were evaluated. The Commission, on the basis of the factual allegations made in the petition, concluded that the information was not exempt from the provisions of the Open Records Act and the petition was denied. In its application for rehearing, KU has requested that the Commission either reconsider its earlier

Order and grant confidential protection or, in the alternative, grant KU an evidentiary hearing to develop the issues more fully.

Good cause having been shown for KU to present additional evidence in its behalf and this Commission being otherwise sufficiently advised,

IT IS ORDERED that:

1. KU shall within 30 days from the date of this Order file additional evidence in the form of direct testimony and supporting exhibits relative to the issues raised in its petition for confidential protection.

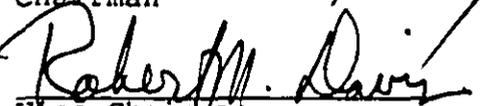
2. The Commission may, after considering the additional evidence, schedule an evidentiary hearing in this matter if such hearing is deemed advisable.

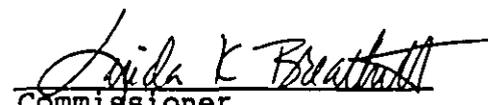
3. The information sought to be protected from public disclosure shall be held and retained by this Commission as confidential pending further Orders herein.

Done at Frankfort, Kentucky, this 28th day of March, 1994.

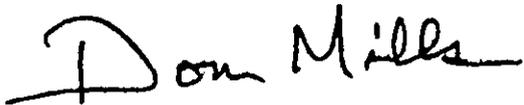
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ATTEST


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